

FILING FEE WAIVED



Shelby County Government

Joe Ford
Interim Mayor

Brian L. Kuhn
County Attorney

EXPEDITED CONSIDERATION REQUESTED

June 30, 2010

227373

Via Electronic Filing

Ms. Cynthia T. Brown
Chief of the Section of Administration
Office of Proceedings
395 E Street, SW
Washington, DC 20423

RE: Docket No. AB-55 (Sub-No. 684X), CSX Transportation, Inc. – Abandonment Exemption – in Shelby County, TN; Request for Extension of NITU Negotiating Period

Dear Ms. Brown:

Reference is made to the ongoing negotiations between and among the Memphis Community Connector ("MCC"), Shelby County ("Shelby County") and CSX Transportation, Inc. ("CSXT") regarding interim trail use and rail banking, pursuant to 16 U.S.C. § 1247(d) (the "Trails Act") and 49 C.F.R. § 1152.29, of the above-captioned line (the "NITU request"), which was filed by the Memphis Community Connector ("MCC" and, together with Shelby County and CSXT, the "Parties") with the Board on October 5, 2007 (the "NITU request").

A brief extension of the NITU negotiating period was agreed to by the Parties, but expired on June 22, 2008. Further extensions until June 22, 2009, and June 30, 2010, were requested and granted by the Board as to the "Cordova Segment," which extends from MP ONI 210.66 to MP ONI 216.92 (VS 11439+97), which is located between Farm Road and Macon Road.

The parties are writing to request an extension of the NITU negotiating period with respect to the "Cordova Segment", until June 30, 2011.¹ As information, the

¹ Because Shelby County, TN is a local government entity, the filing fees for this Request are waived pursuant to 49 C.F.R. 1002.2(e)(1).

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Parties have concluded their transfer of the "Memphis Segment," which was approved by the County Commission on March 30, 2009. The transaction closed on August 11, 2009.

The parties are e-filing this letter. Thank you for your assistance and please feel free to contact any of us via phone or email (as set forth below our respective signatures) if you have any questions.

Very truly yours,

/s/ Monice Moore Hagler

**Monice Moore Hagler
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